



ordered that Choudhri refrain from “future ongoing litigation” against the National Bank of Kuwait, S.A.K.P., New York Division, in the following cases:

*Naissance Galleria, LLC v. Zaheer, et al.*, Cause No. 2023- 43755, pending in the 80th District Court of Harris County, Texas;

*Galleria 2425, LLC, Naissance Galleria, LLC and Choudhri v. NBK*, Adversary Case No. 23-06009, pending in this Court; and

*Choudhri v. NBK and Zaheer*, Adversary Case No. 23-03263, pending in this Court.

This order gives rise to the following issue:

- I. Did the Court have legal, factual, or evidentiary grounds to force Choudhri and entities associated with him to refrain from pursuing the above-mentioned claims against the Bank of Kuwait?

#### **DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL**

The following items from the bankruptcy case and adversary proceeding are to be included in the record on appeal. Each designated item shall also include any and all exhibits and documents annexed to and referenced within such items.

<b>Dkt. No.</b>	<b>DESCRIPTION</b>
	Docket Report
1	Chapter 11 Voluntary Petition Non-Individual Fee Amount \$1738 Filed by Galleria 2425 Owner, LLC. Chapter 11 Plan (Small Business) (dated 12/05/2024)
758	Emergency Motion of National Bank of Kuwait, S.A.K.P., New York Branch’s Emergency Motion to Enforce the Gate-Keeping Provisions of the Confirmed Chapter 11 Plan (filed 10/02/2024)
759	Order Setting Hearing (entered 10/02/2024)
771	Supplement to Emergency Motion to Enforce the Gate-Keeping Provisions of the Confirmed Chapter 11 Plan (filed 10/08/2024)

778	Proposed Order RE: Agreed Order Granting Emergency Motion to Enforce the Gate-Keeping Provisions of the Confirmed Chapter 11 Plan (dated 10/10/2024)
779	Order Granting Emergency Motion to Enforce the Gate-Keeping Provisions of the Confirmed Chapter 11 Plan (entered 10/10/2024)
802	Motion to Comply with the Gatekeeping Provision of the Confirmed Chapter 11 Plan Filed by Creditor Ali Choudhri (filed October 30, 2024)
804	Order Denying Motion to Comply (entered 11/01/2024)
810	Motion to Comply with the Gatekeeping Provisions of the Confirmed Chapter 11 Plan (filed 11/04/2024)
811	Order Resetting Hearing (entered 11/05/2024)
824	NBK's Response to Ali Choudhri's Motion to Comply with the Gatekeeping Provisions of the Confirmed Chapter 11 Plan (filed 11/20/2024)
833	Order Denying Motion (entered 11/25/2024)
887	Notice of appeal (filed 12/09/2024)

Appellant reserves the right to amend, modify, and/or supplement the foregoing statement of issues and designations and/or object, or otherwise supplement or move to strike or modify, some or all of the appellees' counter-designation of additional items to be included in the record on appeal and/or cross-statement of issues on appeal. This filing is made expressly subject to, and without waiver of any and all rights, remedies, challenges, and objections.

Respectfully submitted,

*/s/ J. Carl Cecere*

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### CERTIFICATE OF SERVICE

The undersigned certifies that on this 23rd day of December, 2024, a true and correct copy of the foregoing was served on the following in accordance with the CM/ECF e-filing system, and upon all others who have consented to service in this case by registering to receive notices in this case through the CM/ECF e-filing system.

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/s/ J. Carl Cecere

**J. Carl Cecere**